

Treasury Board

Gouvernement du Québec

T.B. 217979, 11 July 2017

An Act respecting the Pension Plan of Management Personnel (chapter R-12.1)

An Act to foster the financial health and sustainability of the Pension Plan of Management Personnel and to amend various legislative provisions (2017, chapter 7)

Regulation — Amendment

Regulation to amend the Regulation under the Act respecting the Pension Plan of Management Personnel

WHEREAS, under sections 104 and 105 of the Act respecting the Pension Plan of Management Personnel (chapter R-12.1), certain employees are entitled to additional benefits;

WHEREAS, under section 107 of the Act, the pension amounts added under sections 104 and 105 must be within the limits established by regulation and, if not, the amounts are to be adjusted in the manner prescribed in the regulation;

WHEREAS, under subparagraph 8 of the first paragraph of section 196 of the Act, the Government may, by regulation, establish, for the purposes of section 107, the limits applicable to a pension amount added under sections 104 and 105 and the manner in which an amount that exceeds the limits is to be adjusted;

WHEREAS, under section 39 of the Act to foster the financial health and sustainability of the Pension Plan of Management Personnel and to amend various legislative provisions (2017, chapter 7), the first regulation made under subparagraph 8 of the first paragraph of section 196 of the Act respecting the Pension Plan of Management Personnel after that Act is assented to may, if it so provides, have effect from any date not prior to 1 January 2017;

WHEREAS, under section 174 of the Act, the rate of contribution applicable to the plan each year is determined according to the rules, terms and conditions prescribed by regulation;

WHEREAS, under subparagraph 18 of the first paragraph of section 196 of the Act, the Government may, by regulation, establish, for the purposes of section 174, the rate of contribution applicable to the plan each year, according to the rules, terms and conditions prescribed by the regulation;

WHEREAS, under the third paragraph of section 35 of the Act to foster the financial health and sustainability of the Pension Plan of Management Personnel and to amend various legislative provisions, the amended actuarial valuation determines the contribution rate required to finance the benefits accrued annually and the administration expenses of the plan;

WHEREAS the Conseil du trésor made the Regulation under the Act respecting the Pension Plan of Management Personnel (chapter R-12.1, r. 1) by its decision dated 24 May 2005 (C.T. 202420);

WHEREAS section 9 of the Regulation provides definitions for the items in the calculation formulas used to establish, for the purposes of section 107, the limits applicable to pension amounts added under sections 104 and 105 and the manner in which such amounts are to be adjusted when exceeding the limits;

WHEREAS section 11 of the Regulation provides the rules, terms and conditions to establish the rate of contribution applicable to the plan;

WHEREAS it is expedient to amend the Regulation;

WHEREAS, under the first paragraph of section 196 of the Act, the Government exercises the regulatory powers provided for therein after Retraite Québec has consulted the pension committee referred to in section 196.2;

WHEREAS, under section 40 of the Public Administration Act (chapter A-6.01), the Conseil du trésor, after consulting the Minister of Finance, exercises the powers conferred on the Government by an Act that establishes a pension plan applicable to personnel of the public and parapublic sectors, except certain powers;

WHEREAS the required consultations were held;

THE CONSEIL DU TRÉSOR DECIDES:

THAT the Regulation to amend the Regulation under the Act respecting the Pension Plan of Management Personnel, attached hereto, is hereby made.

MARIE-CLAUDE RIOUX,
La greffière du Conseil du trésor

Regulation to amend the Regulation under the Act respecting the Pension Plan of Management Personnel

An Act respecting the Pension Plan of Management Personnel (chapter R-12.1, s. 196, 1st par., subpars. 8 and 18)

An Act to foster the financial health and sustainability of the Pension Plan of Management Personnel and to amend various legislative provisions (2017, chapter 7, s. 39)

1. The Regulation under the Act respecting the Pension Plan of Management Personnel (chapter R-12.1, r. 1) is amended in section 9 by replacing, in the definition of N_L , “35” by “38” and “2010, without exceeding 38” by “2016, without exceeding 40”.

2. Section 11 is replaced by the following:

“**11.** For the years 2018 and 2019 and as of 1 January of each of those years, the applicable rate of contribution to the plan is the rate of contribution required to finance the benefits accrued annually and the administrative expenses determined in the amended actuarial valuation referred to in section 35 of the Act to foster the financial health and sustainability of the Pension Plan of Management Personnel and to amend various legislative provisions (2017, chapter 7).

For the years 2020, 2021 and 2022 and as of 1 January of each of those years, the applicable rate of contribution to the plan is the rate of contribution required to finance the benefits accrued annually and the administrative expenses determined in the most recent actuarial valuation provided for in the first paragraph of section 171 of the Act.

The rate of contribution required to finance the benefits accrued annually and the administrative expenses provided for in the first and second paragraphs are established by taking into account only the portion of the pensionable salary in excess of 35% of the maximum pensionable earnings within the meaning of the Act respecting the Québec Pension Plan (chapter R-9).

The applicable rate of contribution to the plan for the year concerned is indicated in Schedule I.2.”.

3. Schedule I.1 is revoked.

4. Schedule I.2 is replaced by the following:

“**SCHEDULE I.2**
(s. 11)

APPLICABLE RATE OF CONTRIBUTION

Year	Rate of contribution to the plan
2018	12.82%
2019	12.82%

”.

5. Section 1 has effect from 1 January 2017.

6. This Regulation comes into force on 1 January 2018.

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Gouvernement du Québec

T.B. 217980, 11 July 2017

An Act respecting the Government and Public Employees Retirement Plan (chapter R-10)

Amendments to Schedule I to the Act

An Act respecting the Pension Plan of Management Personnel (chapter R-12.1)

Amendments to Schedule II to the Act

Amendments to Schedule I to the Act respecting the Act respecting the Government and Public Employees Retirement Plan and Schedule II to the Act respecting the Pension Plan of Management Personnel

WHEREAS, under section 1 of the Act respecting the Government and Public Employees Retirement Plan (chapter R-10), the retirement plan applies to employees and persons designated in Schedule I, and employees and persons designated in Schedule II who were not members of a retirement plan on 30 June 1973 or who were appointed or engaged after 30 June 1973;